#### 特許協力条約

PCT

## 国際予備審查報告

(法第12条、法施行規則第56条) (PCT36条及びPCT規則70) RECEIVED 2 2 JAN 2004

WIPO PCT

13 SEP 2004

出願人又は代理人 の書類記号 PCT-KB-84	今後の手続きについては、国際予備審査報告の送付通知(様式PCT/ IPEA/416)を参照すること。
国際出願番号 PCT/JP02/02269	国際出願日 (日.月.年) 11.03.2002 優先日 (日.月.年) · ·
国際特許分類 (IPC) Int.Cl.' A61K7/00, 7/02, 7/42,	7/075
出願人 (氏名又は名称) カネボウ株式会	· 社
	国際予備審査報告を法施行規則第57条(PCT36条)の規定に従い送付する。
□ この国際予備審査報告には、降	
3. この国際予備審査報告は、次の内容	うを含む。 ・
I X 国際予備審査報告の基礎	
Ⅱ □ 優先権	
Ⅲ 分割 新規性、進歩性又は産業	上の利用可能性についての国際予備審査報告の不作成
IV 開の単一性の欠如	
V X PCT35条(2)に規定す の文献及び説明 VI X ある種の引用文献	トる新規性、進歩性又は産業上の利用可能性についての見解、それを裏付けるため
VII 国際出願の不備	
VII 国際出願に対する意見	
	•
国際予備審査の請求審を受理した日 22.09.2003	国際予備審査報告を作成した日 05.01.2004
名称及びあて先 日本国特許庁(IPEA/JP) 郵便番号100-8915 東京都千代田区霞が関三丁目4番	上條のぶよ

## 国際予備審査報告

国際出願番号 PCT/JP02/02269

I.	国際予備審査報告の基礎		
1.			れた。(法第6条(PCT14条)の規定に基づく命令に さいて「出願時」とし、本報告書には添付しない。
	区 出願時の国際出願事類		
	明細容     第       明細容     第       明細容     第	ページ、 ページ、 ページ、	出願時に提出されたもの 国際予備審査の請求沓と共に提出されたもの 付の書簡と共に提出されたもの
	請求の範囲 第 請求の範囲 第	項、 項、 項、 項、	出願時に提出されたもの PCT19条の規定に基づき補正されたもの 国際予備審査の請求書と共に提出されたもの 付の書簡と共に提出されたもの
		ページ/図、 ページ/図、 ページ/図、	出願時に提出されたもの 国際予備審査の請求書と共に提出されたもの 付の書簡と共に提出されたもの
	明細書の配列表の部分 第	ページ、 ページ、 ページ、	出願時に提出されたもの 国際予備審査の請求書と共に提出されたもの 付の書簡と共に提出されたもの
2.	上記の出願書類の言語は、下記に示す場合を関	余くほか、この	D国際出願の言語である。
	上記の曹類は、下記の言語である	語である	5.
	□ 国際調査のために提出されたPCT規則 □ PCT規則48.3(b)にいう国際公開の言言 □ 国際予備審査のために提出されたPCT	吾	
3.	この国際出願は、ヌクレオチド又はアミノ酸	記列を含んでは	おり、次の配列表に基づき国際予備審査報告を行った。
		スクによる配 査)機関に提 査)機関に提 顔時における	出された沓面による配列表
4.	明細魯 第	ページ 項 ペー:	<b>ジ</b> /図
5.		して作成した。	が出願時における開示の範囲を越えてされたものと認めら (PCT規則70.2(c) この補正を含む差し替え用紙は上 時に添付する。)

## 国際予備審査報告

国際出願番号 PCT/JP02/02269

V. 新規性、進歩性又は産業上の利用可能性について 文献及び説明	ての法第12条(PCT35条(2))に定める見解、それを裏付ける
1. 見解	
新規性 (N)	請求の範囲     1-16     有       請求の範囲     無
進歩性(IS)	請求の範囲     1-16     有       請求の範囲     無
産業上の利用可能性 (IA)	請求の範囲     1-16     有       請求の範囲     無
2. 文献及び説明 (PCT規則70.7)	
文献7:WO 2001/36190   ョンセンター),2001.	0 A(鐘紡株式会社), A(鐘紡株式会社), 1997.01.14 A(株式会社資生堂), 1995.10.17 A(株式会社資生堂), 1995.08.15 (株式会社資生堂), 1986.04.04 A1(株式会社先端科学技術インキュベーシ 05.25 8 A(株式会社先端科学技術インキュベーシ
請求の範囲1-16に記載された発対して進歩性を有する。 文献1-8には、下記(A)から( /sの動粘度を有する不揮発性油剤、 撥水性樹脂粉体、(C)油溶性シリコ が200℃以下の揮発性溶媒 (F)	誤明は、国際調査報告で引用された文献1-8に(E)成分; (A) 25℃で5~1000mm² (B) 一次粒子径が2~20μmの範囲にあるユーン樹脂、(D)水を除く、1気圧下での沸点撥水化表面処理顔料をそれぞれ特定割合含有証おらず、一方、本願発明はそれにより、滑水性かつ耐久性、感触に優れ、長時間紫外線防御効理する。  産業上の利用可能性を有する。

## 国際予備審査報告

国際出願番号 PCT/JP02/02269

VI.	ある種の引用文献			
1.	ある種の公表された文書(PCT規			
_	出願番号 特許番号	公知日 (日.月.年)	出願日 <u>(日.月.年)</u>	優先日(有効な優先権の主張) (日.月.年)
	· JP 2002-114663 A	16. 04. 02	14. 11. 00	02. 08. 00

2. 魯面による開示以外の開示 (PCT規則70.9)

書面による開示以外の開示の種類	書面による開示以外の開示の日付	書面による開示以外の開示に言及している
	(日.月.年)	魯面の日付(日. 月. 年)

# Translation

Facsimile No.

# PATENT COOPERATION TREATY



# **PCT**

# INTERNATIONAL PRELIMINARY EXAMINATION REPORT

3 SEP 2004

(PCT Article 36 and Rule 70)  Applicant's or agent's file reference PCT-KB-84  International application No. PCT/JP2002/002269  International Patent Classification (IPC) or national classification and IPC  A61K 7/00, 7/02, 7/42, 7/075  Applicant  KANEBO, LIMITED  1. This international preliminary examination report has been prepared by this International Preliminary Examining Authorit and is transmitted to the applicant according to Article 36.  2. This REPORT consists of a total of5 sheets, including this cover sheet.  This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have remeded and are the basis for this report and/or sheets containing rectifications made before this Authority (see annexes consist of a total of sheets.
Applicant's or agent's file reference PCT-KB-84  International application No. PCT/JP2002/002269  International Patent Classification (IPC) or national classification and IPC A61K 7/00, 7/02, 7/42, 7/075  Applicant  KANEBO, LIMITED  1. This international preliminary examination report has been prepared by this International Preliminary Examining Authorit and is transmitted to the applicant according to Article 36.  2. This REPORT consists of a total of
International application No. PCT/JP2002/002269  International Patent Classification (IPC) or national classification and IPC A61K 7/00, 7/02, 7/42, 7/075  Applicant  KANEBO, LIMITED  1. This international preliminary examination report has been prepared by this International Preliminary Examining Authorit and is transmitted to the applicant according to Article 36.  2. This REPORT consists of a total of
International Patent Classification (IPC) or national classification  A61K 7/00, 7/02, 7/42, 7/075  Applicant  KANEBO, LIMITED  1. This international preliminary examination report has been prepared by this International Preliminary Examining Authorit and is transmitted to the applicant according to Article 36.  2. This REPORT consists of a total of
<ol> <li>This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.</li> <li>This REPORT consists of a total of 5 sheets, including this cover sheet.</li> <li>This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see annexes consist of a total of sheets.</li> </ol>
2. This REPORT consists of a total of
1 ting to the following lients.
3. This report contains indications relating to the following items:  I Basis of the report  II Priority  Non-establishment of opinion with regard to novelty, inventive step and industrial applicability  IV Lack of unity of invention  V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability citations and explanations supporting such statement  VI Certain documents cited  VII Certain defects in the international application  VIII Certain observations on the international application
Date of submission of the demand  22 September 2003 (22.09.2003)  Date of completion of this report  05 January 2004 (05.01.2004)
Name and mailing address of the IPEA/IP  Telephone No.

# BEST AVAILABLE COPY

International application No.

# PCT/JP2002/002269

## INTERNATIONAL PRELIMINARY EXAMINATION REPORT

I.	Basis	of the report
1.	With	regard to the elements of the international application:*
	$\boxtimes$	the international application as originally filed
	Π	the description:
		pages, as originally filed
		pages, filed with the demand
		pages, filed with the letter of
		the claims:
		pages, as originally filed
		pages, as amended (together with any statement under Article 19
		pages, filed with the demand
		pages, filed with the letter of
		the drawings:
		pages, as originally filed
l		pages, filed with the demand
,		pages, filed with the letter of
	T t	he sequence listing part of the description:
	ш `	pages, as originally filed
		pages, filed with the demand
		pages, filed with the letter of
	the ir These	regard to the language, all the elements marked above were available or furnished to this Authority in the language in which ternational application was filed, unless otherwise indicated under this item.  elements were available or furnished to this Authority in the following language which is: the language of a translation furnished for the purposes of international search (under Rule 23.1(b)).  the language of publication of the international application (under Rule 48.3(b)).  the language of the translation furnished for the purposes of international preliminary examination (under Rule 55.2 and/or 55.3).  regard to any nucleotide and/or amino acid sequence disclosed in the international application, the international ninary examination was carried out on the basis of the sequence listing:
	$\Box$	contained in the international application in written form,
		filed together with the international application in computer readable form.
		furnished subsequently to this Authority in written form.
		furnished subsequently to this Authority in computer readable form.
		The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.
		The statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.
4.		The amendments have resulted in the cancellation of:
		the description, pages
		the claims, Nos.
		the drawings, sheets/fig
5.		This report has been established as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).**
	in thi	cement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to s report as "originally filed" and are not annexed to this report since they do not contain amendments (Rule 70.16
	and 7 Anv r	0.17). eplacement sheet containing such amendments must be referred to under item 1 and annexed to this report.
	any r	eprocensen snees consuming such amenaments must be rejerred to under tiem 1 and annexed to mis report.

## [

# INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.
PCT/JP 02/02269

v.	Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability;
	citations and explanations supporting such statement

1.	Statement			
	Novelty (N)	Claims	1-16	YES
<u>.</u>		Claims		NO NO
	Inventive step (IS)	Claims	1-16	YES
	,	Claims		NO
	Industrial applicability (IA)	Claims	1-16	YES
		Claims		NO NO

#### 2. Citations and explanations

Documents cited in the international search report

Document 1: JP 2000-281525 A (Kanebo, Ltd.), 10 October 2000

Document 2: JP 2000-273010 A (Kanebo, Ltd.), 3 October 2000

Document 3: JP 09-012431 A (Kanebo, Ltd.), 14 January 1997

Document 4: JP 07-267819 A (Shiseido Co., Ltd.), 17

October 1995

Document 5: JP 07-215817 A (Shiseido Co., Ltd.), 15

August 1995

Document 6: JP 61-65808 A (Shiseido Co., Ltd.), 4 April
1986

Document 7: WO 2001/36190 A1 (Center for Advanced

Science and Technology Incubation, Ltd.), 25

May 2001

Document 8: JP 2001-152138 A (Center for Advanced

Science and Technology Incubation, Ltd.), 5

June 2001

## Explanations

The inventions set forth in claims 1-16 involve an inventive step relative to documents 1-8, cited in the international search report.



#### INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No. PCT/JP 02/02269

Documents 1-8 do not disclose cosmetics which show moisture dispelling properties and contain constituents (A) to (E) below: (A) a non-volatile oil which has a kinematic viscosity of 5-1000 mm²/s at 25°C, (B) a water-repellent resin powder with a primary particle size in the range 2-20 µm, (C) an oil-soluble silicone resin, (D) a volatile solvent other than water with a boiling point of 200°C or less at 1 atmosphere, and (E) a pigment given a water repellent surface treatment, in the specified proportions. Moreover, due to this feature the inventions in the present application offer the advantageous effects of stability such that dispelling of moisture is not temperature dependent, excellent durability and feel, and a long-term persistent UV protecting effect.

The inventions set forth in claims 1-16 are industrially applicable.

# International application No.

# PCT/JP2002/002269

# INTERNATIONAL PRELIMINARY EXAMINATION REPORT

in published documents	(Rule 70.10)					
Application No. Patent No.	Publication (day/mont		Filing date (day/month/yea	<del>")</del>	Priority date (valid clain (day/month/year)	n) 
JP 2002-114663 A	16 April 2002	2 (16.04.2002)	14 November 2000 (	14.11.2000)	02 August 2000 (02.08.	200
[E, X]						
					•	
					ŧ	
written disclosures (Rule		D. 6			of written disclosure	•
written disclosures (Rule			written disclosure	referring t	of written disclosure to non-written disclosure ay/month/year)	_
				referring t	o non-written disclosure	_
				referring t	o non-written disclosure	
				referring t	o non-written disclosure	
				referring t	o non-written disclosure	
				referring t	o non-written disclosure	
				referring t	o non-written disclosure	
				referring t	o non-written disclosure	
				referring t	o non-written disclosure	
				referring t	o non-written disclosure	
				referring t	o non-written disclosure	
				referring t	o non-written disclosure	
				referring t	o non-written disclosure	
				referring t	o non-written disclosure	